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18 OCT 2006

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In re Application of	:	
GIL	:	
Application No.: 10/593,339	:	DECISION ON
PCT No.: PCT/US01/26330	:	
Int. Filing Date: 23 August 2001	:	PETITION UNDER
Priority Date: 24 August 2000	:	
Attorney Docket No.: 2282/3	:	37 CFR 1.137(b)
For: A METHOD AND SYSTEM FOR	:	
AUTOMATICALLY CONNECTING REAL WORLD	:	
ENTITIES DIRECTLY TO CORRESPONDING	:	
NETWORK . . .	:	

This decision is in response to applicants' submission filed 19 September 2006 in the United States Patent and Trademark Office (USPTO).

**BACKGROUND**

On 23 August 2001, applicants filed international application PCT/US01/26330, which claimed a priority date of 24 August 2000. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 28 February 2002. A Demand for international preliminary examination, in which the United States was elected, was filed on 25 March 2002, which was within nineteen months from the priority date. Accordingly, the thirty-month period for paying the basic national fee in the United States expired at midnight on 24 February 2003.

On 19 September 2006, applicants filed a submission including, *inter alia*, the basic national fee, a declaration of the inventor, an assertion of small entity status, and a petition under 37 CFR 1.137(b) to revive the international application.

**DISCUSSION**

A petition to revive the present application under 37 CFR 1.137(b) must include:

- (1) The required reply;
- (2) The petition fee;
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional.

As to item (1), applicant submitted the basic national fee on 19 September 2006.

As to item (2), applicant submitted the petition fee on 19 September 2006.

As to item (3), the required statement has been provided. The above-identified application has been abandoned for an extended period of time. The USPTO is relying on petitioner's duty of candor and good faith and accepting the statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. See Changes to Patent Practice and Procedure, 62 Fed. Reg. At 53160 and 53178, 1203 Off. Gaz. Pat. Office at 88 and 103 (responses to comments 64 and 109)(applicant obligated under 37 CFR 10.18 to inquire into the underlying facts and circumstances when providing the statement required by 37 CFR 1.137(b) to the USPTO).

A review of the application file reveals that, with the filing of the present petition and accompanying papers, a proper response has been submitted and all of the requirements of 37 CFR 1.137(b) for revival have been satisfied and revival is therefore appropriate.

The declaration of the inventor filed 19 September 2006 is in compliance with 37 CFR 1.497(a)-(b). The surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage has been charged to Deposit Account 06-2140.

### **CONCLUSION**

The petition under 37 CFR 1.137(b) is **GRANTED** for the reasons set forth above.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.



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